

# ABRAMS FENSTERMAN

Abrams, Fensterman, Fensterman, Eisman, Formato, Ferrara, Wolf & Carone, LLP

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September 11, 2020

**Via ECF**

Hon. Vera M. Scanlon, U.S.M.J.  
United States District Court for the  
Eastern District of New York  
225 Cadman Plaza East, 1214 South  
Brooklyn, New York 11201

**Re: Menkes, et al. v. Board of Managers of 561 5<sup>th</sup> Street Condominium, et al.  
Docket No.: 1:19-cv-3569 (MKB)(VMS)**

Your Honor:

As the Court is aware, this office is counsel to Defendants Board of Managers of 561 5th Street Condominium, Alison L. Avera, Richard R. Purtich, Len Patterson Small, Tracy Breslin, Kirstin A. Purtich, Melissa Wacks, and Len Robert Small. Per the Court's scheduling order dated September 1, 2020, the following will serve as the parties' joint status report.

Unfortunately, the parties have not yet been able to reach agreement on the terms of the proposed stipulation of dismissal. Should the parties reach agreement, we will promptly advise the Court accordingly in advance of the October 1<sup>st</sup> Pre-Motion Conference with District Judge Brodie and Status Conference with Your Honor. We do not believe any further intervention by the Court concerning the proposed stipulation is necessary in the interim.

We appreciate the Court's courtesy and attention to these matters.

Respectfully submitted,

**PEDOWITZ & MEISTER LLP**

**ABRAMS FENSTERMAN**

/s/

Arnold Pedowitz, Esq.  
*for Plaintiffs*

/s/

Randy Faust, Esq.  
*for Defendants*

**cc: Via ECF**

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